



UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, DC 20231
www.uspto.gov

SEP 18 2000

Paper No. 14

In re Application of :
Charles J. Long, Jr. : DECISION ON PETITION
Application No. 09/145,690 :
Filed: September 2, 1998 :
Attorney Docket No. 97-106CIP :

This is a decision on the petition filed on August 18, 2000 seeking supervisory review of the examiner's refusal to enter the amendment after final rejection filed on July 6, 2000.

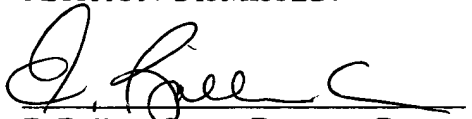
The petition is dismissed.

No fee is required for this petition under 37 CFR 1.181. It is noted that on July 26, 2000, petitioner also filed an Information Disclosure Statement(IDS) accompanied by the petition required by 37 CFR 1.97(d). A fee in the amount of \$130.00 is required for that petition, and the fee applied to the present petition will instead be considered as having been applied to the petition which accompanied the IDS.

Under 37 CFR. 181(c), it may be required that a request for reconsideration and repeated action by the examiner be of record prior to the filing of a petition. It appears to the undersigned that in this application, it would be appropriate to have the examiner reconsider the refusal to enter the amendment, and, if such refusal is still deemed proper, to have the record reflect the examiner's rationale in light of the arguments presented in the petition.

Therefore, this application is being forwarded to the examiner for reconsideration of the propriety of refusing to enter the amendment after final action filed on July 6, 2000. In addition, the examiner should also consider whether the IDS filed on July 26, 2000 meets the requirements of 37 CFR 1.98, and to then take appropriate action with respect thereto.

PETITION DISMISSED.


E. Rollins-Cross, Director, Patent
Examining Groups 3710 and 3720

Cohen & Grigsby, P.C.
11 Stanwix Street
15th Floor
Pittsburgh, PA 15222